

BEFORE THE JUDICIAL PANEL ON MULTI-DISTRICT LITIGATION

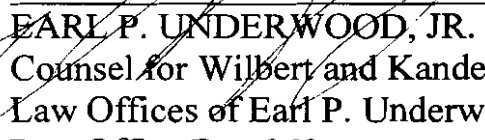
In re: AMERIQUEST MORTGAGE CO.	)	
MORTGAGE LENDING PRACTICES	)	
LITIGATION	)	MDL Docket No. 1715
	)	

BRIEF IN SUPPORT OF PLAINTIFFS MOTION  
FOR SUBMISSION OF TAG ALONG ACTION TO THE NORTHERN  
DISTRICT OF ILLINOIS PURSUANT TO 28 U.S.C. § 1407

This matter was filed in the Southern District of Alabama on April 6<sup>th</sup> 2006. A conditional transfer order was issued by the panel on or about June 30<sup>th</sup> 2006. A conditional transfer order was entered conditionally transferring the matter to the Judicial Panel on Multidistrict Litigation. The District Court in the Southern District of Alabama entered a motion staying the case pending the final transfer. The transfer was opposed by Ms. April England-

Albright on behalf of the plaintiffs and this panel entered an order vacating the conditional transfer order on October 17, 2006. The plaintiffs no longer oppose transfer of this matter for consolidation with MDL 1715. The undersigned additional attorneys for the plaintiffs have approximately 13 other cases in the MDL. Furthermore, Ms. England-Albright on behalf of the plaintiffs has withdrawn the opposition as shown by Exhibit A attached hereto. Conditional transfer order of clerk of Judicial Panel is an administrative device used to expeditiously transfer apparently related cases where there is no opposition to such transfer. In re Grain Shipments, Jud.Pan.Mult.Lit.1970, 319 F.Supp. 533. Since any opposition of the plaintiff's is now withdrawn and there has been no opposition filed by either of the defendants, Ameriquest Mortgage Company and Heritage Title LLC., this case should be transferred and consolidated with MDL No. 1715 pursuant to 28 U.S.C. § 1407.

Respectfully Submitted this 25<sup>th</sup> day of September, 2007



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CERTIFICATE OF SERVICE

I hereby certify that on this the 25<sup>th</sup> day of September, 2007, a copy of the foregoing was served on counsel for all parties to this proceeding by placing a copy of same in the U.S. Mail, properly addressed and first-class postage prepaid to:

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JUDICIAL PANEL ON MULTIDISTRICT LITIGATION-  
PANEL ATTORNEY SERVICE LIST OF MDL 1715-  
*In Re Ameriquest Mortgage Co. Mortgage Lending Practices Litigation*

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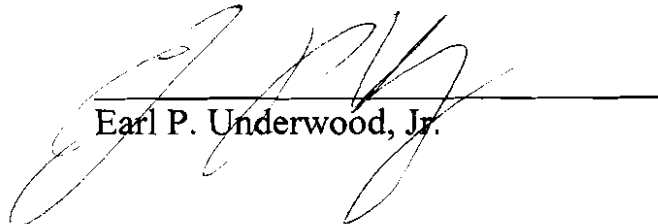
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Earl P. Underwood, Jr.

EX. A

**Docket no. 1715**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE: AMERIQUEST MORTGAGE COMPANY MORTGAGE LENDING  
PRACTICES LITIGATION**

**CONDITIONAL TRANSFER MOTION**

**NOTICE OF NO OPPOSITION**

**COMES NOW**, Wilbert and Kandee Cooley, Plaintiff, and counsel for Plaintiffs, April England-Albright, and files the following notice of no opposition to the conditional transfer of **Wilbert and Kandee Cooley vs. Ameriquest Mortgage Company, et al**, **Case Number, CC-06-215**, which is presently pending in the Southern District of Alabama before the Honorable Judge Hand, to the Judicial Panel on Multidistrict Litigation.

Plaintiffs through counsel, respectfully withdraws all previous opposition to such transfer.

Respectfully submitted,



April England-Albright  
Counsel for Plaintiffs Wilbert/Kandee Cooley

**OF COUNSEL:**

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April England-Albright  
116 Mabry Street  
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(334)872-7589  
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**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing documents have been served upon this the 19<sup>th</sup> day of September, 2007 by regular mail upon.

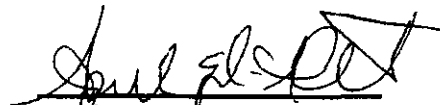
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Paul J. Smith  
Of Counsel



AMENDED CERTIFICATE OF SERVICE

I hereby certify that on the 25<sup>th</sup> day of September, 2007, a copy of the foregoing Brief in Support of Motion for Tag-Along was served on counsel for all parties to this proceeding by placing a copy of same in the U.S. Mail, properly addressed and first-class postage prepaid to:

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Attorney for: Argent Mortgage Co., LLC

I hereby certify that on September 26, 2007 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

United States District Court  
Southern District of Alabama  
113 St. Joseph Street  
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United States District Court  
Northern District of Illinois  
Everett McKinley Dirksen Building  
219 South Dearborn Street  
Chicago, Illinois 60604

/s/ Earl P. Underwood, Jr.  
Earl P. Underwood, Jr.